

Douglas E. McKinley, Jr.  
PO Box 202  
Richland, WA 99352  
(509) 628-0809

## HONORABLE JOHN C. COUGHENOUR

i.Justice Law, P.C.  
Robert J. Siegel  
PO Box 25817  
Seattle, WA 98165-1317  
Phone/Fax: 888-839-3299

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

**OMNI INNOVATIONS, LLC, a Washington Limited Liability company; and JAMES S. GORDON, JR., a married individual,**

## Plaintiffs,

V.

**STAMPS.COM, INC. a Delaware and  
California corporation; and  
JOHN DOES, I-X,**

## Defendants,

NO. C07-386-JCC

## **PLAINTIFFS' MOTION FOR A STAY**

[NOTE ON MOTION CALENDAR  
FOR SEPT. 7, 2007]

Plaintiffs, by and through undersigned counsel, hereby move the Court for an order staying this litigation pending Plaintiffs' appeal to the US Circuit Court of Appeals For the Ninth Circuit in

PLAINTIFFS' MOTION FOR A STAY - 1

OMNI v. STAMPS.COM

**i.Justice Law, P.C.  
PO Box 25817  
Seattle, WA 98165-1317  
Phone/Fax: 888-839-3299**

1 *Gordon v Virtumundo, et al.*

2 As the Court is aware, Plaintiff has filed an appeal to the US Court of Appeals for the  
3 Ninth Circuit in *Virtumundo*. Although the factual issues in the present case differ from those in  
4 *Virtumundo*, the fundamental issue of Plaintiffs' standing is common, and critical to both cases.

5 Accordingly, there is good cause to stay this litigation to preserve judicial economy as  
6 well as the resources of the parties hereto.

7 **RESPECTFULLY SUBMITTED** this 13<sup>th</sup> day of August, 2007.

8  
9 DOUGLAS E. MCKINLEY, JR.

10 Attorney at Law

i.Justice Law, P.C.

11 /S/ Douglas E. McKinley, Jr.

12 Douglas E. McKinley, Jr., WSBA #20806  
Attorney for Plaintiffs

/S/ Robert J. Siegel

Robert J. Siegel, WSBA #17312  
Attorney for Plaintiffs

20 PLAINTIFFS' MOTION FOR A STAY - 2

21  
22  
23  
24  
25 OMNI v. STAMPS.COM

i.Justice Law, P.C.  
PO Box 25817  
Seattle, WA 98165-1317  
Phone/Fax: 888-839-3299

## Certificate of Service

I, hereby, certify that on August 13, 2007, I filed the attached pleading with this Court via approved electronic filing, and served the following:

Attorneys for Defendants: Derek Newman, Newman & Newman.

**i.Justice Law, PC**  
1325 Fourth Ave., Suite 940  
Seattle, WA 98101  
/s/ Robert J. Siegel  
Attorneys for Plaintiffs.

Attorneys for Plaintiffs.

**PLAINTIFFS' MOTION FOR A STAY - 3**

OMNI v. STAMPS.COM

**i.Justice Law, P.C.  
PO Box 25817  
Seattle, WA 98165-1317  
Phone/Fax: 888-839-3299**